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To
Subject Ellsworth Industrial Park Data

Mazin,

I spoke with Tom Krueger this afternoon and he asked that I contact you directly with my request (since he is lucky enough to be leaving for vacation). We are preparing our case in the *Muniz* litigation. As you may know, the plaintiffs base their case on the sampling conducted through USEPA. In order for our experts to address the sampling on Lindy property, they need additional information that is not available in the database.

I understand that no formal Data Quality Analysis is available for the final database. However, I assume that the laboratory that analyzed the sampling did so under National Functional Guidelines and *created a data validation (or data qualification) report that lists all the flagged data and the explanation of each specific flag.* Could we please see that information as it relates to the GP-53 samples that are flagged. If there is no report, could we please have an explanation from the laboratory for the flag at that sampling site. Absent that additional information, our experts cannot address all of the claims made against Lindy.

As I explained to Tom, we would prefer to get the information cooperating with USEPA rather than subpoenaing the lab -- which would no doubt come back around to you anyway. If you have any questions, please feel free to contact me.

Thanks.

Linda

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